

FORM NLRB-502 (RC)  
(2-18)UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
RC PETITION

DO NOT WRITE IN THIS SPACE

Case No.

Date Filed

21-RC-277920 06-01-2021

**INSTRUCTIONS:** Unless e-Filed using the Agency's website, [www.nlrb.gov/](http://www.nlrb.gov/), submit an original of this Petition to an NLRB office in the Region in which the employer concerned is located. The petition must be accompanied by both a showing of interest (see 6b below) and a certificate of service showing service on the employer and all other parties named in the petition of: (1) the petition; (2) Statement of Position form (Form NLRB-505); and (3) Description of Representation Case Procedures (Form NLRB 4812). The showing of interest should only be filed with the NLRB and should not be served on the employer or any other party.

**1. PURPOSE OF THIS PETITION: RC-CERTIFICATION OF REPRESENTATIVE** - A substantial number of employees wish to be represented for purposes of collective bargaining by Petitioner and Petitioner desires to be certified as representative of the employees. The Petitioner alleges that the following circumstances exist and requests that the National Labor Relations Board proceed under its proper authority pursuant to Section 9 of the National Labor Relations Act.

<b>2a. Name of Employer:</b> BGIS/Evoque		<b>2b. Address(es) of Establishment(s) involved (Street and number, City, State, ZIP code):</b> 5732 Pacific Center Blvd San Diego, Ca 92121	
<b>3a. Employer Representative - Name and Title:</b> Ron Shory, Senior Vice President, HR		<b>3b. Address (if same as 2b - state same):</b> 4175 14th Avenue, Suite 300 Markham, Ontario L3R 0J2	
<b>3c. Tel. No.</b>	<b>3d. Cell No.</b> (416)995-7235	<b>3e. Fax No.</b>	<b>3f. E-Mail Address</b> ron.shory@bgis.com
<b>4a. Type of Establishment (Factory, mine, wholesaler, etc.)</b> Data Center		<b>4b. Principal Product or Service</b> Mission Critical	
<b>5b. Description of Unit Involved:</b> Included: See Attachment Excluded: See Attachment		<b>5a. City and State where unit is located:</b> San Diego, Ca	
		<b>6a. Number of Employees in Unit:</b> 4	
		<b>6b. Do a substantial number (30% or more) of the employees in the unit wish to be represented by the Petitioner?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Check One: <input checked="" type="checkbox"/> 7a. Request for recognition as Bargaining Representative was made on (Date) 5/28/2021 and Employer declined recognition on or about (Date) (If no reply received, so state). <input type="checkbox"/> 7b. Petitioner is currently recognized as Bargaining Representative and desires certification under the Act.			
<b>8a. Name of Recognized or Certified Bargaining Agent (if none, so state)</b> International Union of Operating Engineer, Local 501		<b>8b. Address:</b> 2405 West 3rd Street Los Angeles, Ca 90057	
<b>8c. Tel. No.</b> (213)376-7634	<b>8d. Cell No.</b> (213)376-7634	<b>8e. Fax No.</b> (213)385-7324	<b>8f. E-Mail Address</b> mcurtin@local501.org
<b>8g. Affiliation, if any:</b> International Union of Operating Engineer, Local		<b>8h. Date of Recognition or Certification</b> N/A	
		<b>8i. Expiration Date of Current or Most Recent Contract, if any (Month, Day, Year)</b> N/A	
<b>9. Is there now a strike or picketing at the Employer's establishment(s) involved?</b> N/A <input checked="" type="checkbox"/> If so, approximately how many employees are participating? N/A (Name of Labor Organization) N/A, has picketed the Employer since (Month, Day, Year) N/A			
<b>10. Organizations or individuals other than Petitioner and those named in items 8 and 9, which have claimed recognition as representatives and other organizations and individuals known to have a representative interest in any employees in the unit described in item 5b above. (If none, so state)</b> NONE			
<b>10a. Name</b> N/A		<b>10b. Address</b> N/A	
		<b>10c. Tel. No.</b> N/A	
		<b>10d. Cell No.</b> N/A	
		<b>10e. Fax No.</b> N/A	
		<b>10f. E-Mail Address</b> N/A	
<b>11. Election Details:</b> If the NLRB conducts and election in this matter, state your position with respect to any such election: <input checked="" type="checkbox"/> Manual <input type="checkbox"/> Mail <input type="checkbox"/> Mixed Manual/Mail			
<b>11b. Election Date(s):</b> 6/11/2021		<b>11c. Election Time(s):</b> 1500-1600	
		<b>11d. Election Location(s):</b> Engineering Shop 2nd floor	
<b>12a. Full Name of Petitioner (including local name and number):</b> International Union of Operating Engineer, Local 501		<b>12b. Address (street and number, city, State and ZIP code):</b> 2405 West 3rd Street, Los Angeles, Ca 90057	
<b>12c. Full name of national or international labor organization of which Petitioner is an affiliate or constituent (if none, so state):</b> International Union of Operating Engineers, AFL-CIO			
<b>12d. Tel. No.</b> (213)376-7634	<b>12e. Cell No.</b> (213)376-7634	<b>12f. Fax No.</b> (213)385-7324	<b>12g. E-Mail Address</b> mcurtin@local501.org
<b>13. Representative of the Petitioner who will accept service of all papers for purposes of the representation proceeding.</b>			
<b>13a. Name and Title:</b> Michael Jay Curtin		<b>13b. Address (street and number, city, State and ZIP code):</b> 2405 West 3rd Street, Los Angeles, Ca 90057	
<b>13c. Tel. No.</b> (213)376-7634	<b>13d. Cell No.</b> (213)376-7634	<b>13e. Fax No.</b> (213)385-7324	<b>13f. E-Mail Address</b> mcurtin@local501.org
I declare that I have read the above petition and that the statements are true to the best of my knowledge and belief.			
<b>Name (Print)</b> Michael Jay Curtin	<b>Signature</b> /s/ Michael Jay Curtin	<b>Title</b> Organizer	<b>Date</b> 5/28/2021

WILLFUL FALSE STATEMENTS ON THIS PETITION CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

## PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing representation and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information may cause the NLRB to decline to invoke its processes.

**Attachment: 5b. Description of Unit Involved**

**Included:** All full-time, regular and part-time, temporary or extra maintenance engineers Employer at BGIS/Evoque, 5732 Pacific Center Blvd., San Diego, California 92121

**Excluded:** All other employees, janitorial employees, office clerical employees, professional employees, managerial employees, guards, and supervisors as defined in the Act, as amended.